

REGULAR SESSION OF THE  
BRIGHAM CITY COUNCIL  
JUNE 16, 2005

PRESENT:	Lou Ann Christensen	Mayor
	Jon Adams	Councilmember
	Holly Bell	Councilmember
	Reese Jensen	Councilmember
	Bob Marabella	Councilmember
ALSO PRESENT:	Mary Kate Christensen	City Recorder
	Paul Jensen	Superintendent of Parks
	Paul Larsen	Director of Economic Development
	Bruce Leonard	Director of Public Works
	Dennis Sheffield	Director of Finance
	Mark Teuscher	Community Development Supervisor/City Planner
	Don Tingey	City Administrator
	Paul Tittensor	Chief of Police
EXCUSED:	Alden Farr	Councilmember

Mayor Christensen called the meeting to order. Cathy Wood read two quotes from Benjamin Franklin for the Reverence Period. The Mayor led the audience in the Pledge of Allegiance. The Mayor noted a correction in the minutes of the May 31, 2005 Joint Meeting with the Planning Commission. In the second to the last paragraph "\$1.4 million" should be "\$1.5 million." A motion to approve the minutes of May 19, 2005 Council Meeting and May 31, 2005 Joint Meeting with Planning Commission was made by Councilmember Bell. The motion was seconded and carried. Mayor Christensen presented the agenda as follows:

PUBLIC COMMENT  
CONSENT

- New Hire, Literacy Program
- Request to Expend Money Donated by the Spike Club to Install a Spot Light for the Flag Pole at Brigham Young Park
- Re-Appointments to Airport Advisory Board
- Amendment to Communication Lease Agreement with UCAN
- Appointment to Neighborhood Pride Council
- Re-Appointment and Appointment to Volunteer Center Advisory Board
- Appointment of Chair of the Volunteers in Police Service Council, and Appointment of Same Individual to Citizen Corps Council
- Appointment to Fire Prevention Board
- Request to Reschedule Public Hearing to Hear Input on the Continuation of General Plan Map Change from Residential Medium Density to Planned Commercial/Mixed Use for Property Located in the Vicinity of 900 North and Main Street

PUBLIC HEARINGS

- Proposed Use of Justice Assistance Grant Funds to Promote Activities of the Box Elder Narcotics Strike Force

SCHEDULED DELEGATION

- Update on Bear River Bird Refuge Acquisition
- Donation from Spade & Hope Garden Club

NEW BUSINESS

- Request Permission to Have Staff Investigate the Feasibility of Bonding for Storm Drain Projects
- Ordinance to Approve Angle Parking on 100 East from 100 North to 100 South
- Adoption of FY 2005-06 Budget

UNFINISHED BUSINESS

- Report on Regulatory Signs for Dogs in Parks
- Recommendations from Orangeburg Pipe Committee (*tabled*)

OTHER BUSINESS

- Information on Dan Jones Transit Study (*added*)

CLAIMS

- Payment Register and Cash Disbursements

Mayor Christensen added the item under "Other Business." Councilmember Adams made a motion to approve the agenda as amended. The motion was seconded and carried unanimously.

#### PUBLIC COMMENT

Hazel Purdue - Ms. Purdue said she is concerned with the proposed reverse angle parking on 100 East. She said as a senior citizen, she finds reverse angle parking very difficult. Many seniors have difficulty backing up. Her hairdresser, a 24-year old woman, told her she also has trouble with reverse parking. This proposed parking is part of the new Justice Court Building. This is now under litigation, so it seems a bit precipitous when it might be tabled and receive more comment, and wait to see how litigation turns out on the Justice Court Building before changing parking on 100 East. She agreed that there is a need for more parking, however, this seems a little rushed.

Councilmember Marabella - Councilmember Marabella said he had the privilege of introducing the speakers at the U.S.S. Indianapolis lecture at the Heritage Arts Festival. He complimented Paul Larsen, Ben Boyce and Jolene Crockett, and the entire staff. His family was with him, and it was the most moving historical event he has seen in his life. It was very touching to hear how much they gave up for all of us. Mayor Christensen agreed, adding that it was an excellent Festival. There were a lot of volunteers involved, but it was spearheaded by City staff. She said it makes her proud to live in this community when the City can put on something like this. Councilmember Marabella said every man, woman and child in the country should see this presentation to understand what these men went through for us. Councilmember Jensen said he also introduced some speakers. He was very impressed. The only regret he had was that he could not attend all the presentations. The entertainment was excellent, and the lectures were excellent. It was a very enjoyable day. Councilmember Adams said he was impressed with the number of World War II veterans living in Brigham City and the rich heritage we have.

#### CONSENT

##### New Hire, Literacy Program

It was recommended E. Diane Francom be hired as the Box Elder Literacy Program Advisor, effective June 20, 2005.

##### Request to Expend Money Donated by the Spike Club to Install a Spot Light for the Flag Pole at Brigham Young Park

The Spike Club has agreed to pay the entire cost for a spot light to illuminate the flag on the flag pole at Brigham Young Park.

##### Re-Appointments to Airport Advisory Board

It was recommended Fred Baugh, Byron Hansen and Dr. David G. Hess be reappointed to the Airport Advisory Board.

##### Amendment to Communication Lease Agreement with UCAN

A voter repeater system is proposed to be attached to the UCAN tower on Reservoir Hill. This amendment to the UCAN lease requires UCAN to pay the City \$500 per year for their space on Reservoir Hill.

##### Appointment to Neighborhood Pride Council

It was recommended Mr. Stan Williams serve on the Neighborhood Price Council.

##### Re-Appointment and Appointment to Volunteer Center Advisory Board

Trevor Cefalo was recommended for reappointment to the Volunteer Center Advisory Board, and Nancy Cannon appointed to the same board.

##### Appointment of Chair of the Volunteers in Police Service Council, and Appointment of Same Individual to Citizen Corps Council

It was recommended the City Council approve the appointment of Mr. Leon Hyde to serve as Chair of the Volunteers in Police Service Council. As Chair of the Volunteers in Police Service Council, it is also

recommended the City Council approve the appointment of Mr. Leon Hyde to serve on the Citizen Corps Council.

#### Appointment to Fire Prevention Board

It was recommended the City Council approve the following reappointments to the Fire Prevention Bureau: Curtis Packer, Fire Chief; Jerry Petersen; Matt Romer; Jack Stark; John Reese.

#### Request to Reschedule Public Hearing to Hear Input on the Continuation of General Plan Map Change from Residential Medium Density to Planned Commercial/Mixed Use for Property Located in the Vicinity of 900 North and Main Street

Mr. Scott Mitchell, property owner, requested the Council reschedule this public hearing from July 7 to July 21, 2005.

MOTION: A motion to approve the Consent Agenda was made by Councilmember Marabella, seconded by Councilmember Bell. Councilmember Jensen noted that in the list of the Volunteers in Police Service Council, Bryce Haderlie is still listed as a member of this Council. The motion unanimously carried.

### PUBLIC HEARINGS

#### Proposed Use of Justice Assistance Grant Funds to Promote Activities of the Box Elder Narcotics Strike Force

Lt. Whitaker explained that this grant is for \$10,000 to assist in running the Strike Force.

A motion to open the public hearing was made by Councilmember Marabella, seconded and carried. There were no comments from the public. A motion to close the public hearing was made by Councilmember Jensen, seconded and carried.

### SCHEDULED DELEGATION

#### Update on Bear River Bird Refuge Acquisition

Bob Valentine, Al Trout and Kim Rolfe came to the table. Mr. Valentine explained that due to the City's support and partnership with the Bear River Refuge, they have been able to expand the Refuge. In the mid-80s when the flat lands were flooded, Al Trout was assigned to this area and had the task of restoring the Bear River Bird Refuge to what it once was. Through his efforts, a new proposed refuge boundary was created, which included everything west of Forest Street, and to the north and south. It has been their continued effort to purchase those lands and set them aside as open land and preserve them for wildlife habitat and create a more sound ecosystem. They have taken advantage of every opportunity they could afford to expand the Refuge. They have been able to purchase about 75,000 acres total. They were recently able to purchase property from Mr. Rolfe and put it into green bank. The property acquisition has been completed, and includes 51 acres. He added that this property is within Brigham City limits, with the recent annexation. Mayor Christensen added that this means that the subdivision which the Council previously approved will not happen.

Mr. Rolfe said they are continuing to work with other property owners to preserve all the property south of Forest Street. Mr. Trout said those who want to continue to farm can continue to do so, the Refuge does not have to own the property as long as they can get agreements that it will remain open space and is protected.

Mr. Trout reported that the Refuge Visitor's Center will be open this fall, and invited everyone to the ribbon cutting. In Spring 2006 they will have a big festival. Mayor Christensen announced that next year's Heritage Festival will focus on the Bird Refuge.

#### Donation from Spade & Hope Garden Club

Phillis Nielsen, Adele Woolworth, Hazel Purdue and Mary Coleman approached the Council. Ms. Nielsen explained that several years ago, the Spade & Hope Club chose the depot for one of their beautification projects. They planted a tree, beautified the Brigham City letters with perennials, planted roses, had steps

built from the parking lot to the east area, every season they plant the barrels, and one summer they had a wildlife garden. One of the Club members suggested they apply for a grant from the National Garden Clubs Inc. They received a \$2,000 grant. With this grant money, as well as a donation from Parsons for concrete, they constructed a picnic bowery. They felt that the bowery will encourage tourists to stop and tour the depot and have a picnic lunch at the bowery. The entire project was \$3,209.

## NEW BUSINESS

### Request Permission to Have Staff Investigate the Feasibility of Bonding for Storm Drain Projects

Mr. Leonard came forward and explained that the City has had a lot of problems with storm water. There are some major problems in the northwest section of the City, as well as the southwest part of the City. The City has capital facility plans for the storm water facility for storm water projects, and the total amount of all these projects would be \$13 million. Some of these projects will be developers' responsibility, some will be paid through impact fees, and some are the responsibility of the City. Mr. Leonard said at the rate projects are currently being done, the City will never get ahead. He suggested City staff look at the feasibility of acquiring bonds using the storm drain utility revenue.

MOTION: Councilmember Adams made a motion to move forward on the feasibility study for the possibility of bonding for storm drain projects, seconded by Councilmember Bell and unanimously carried.

### Ordinance to Approve Angle Parking on 100 East from 100 North to 100 South

Mr. Teuscher stated that at a previous Council meeting, the Council approved angle parking on 100 East. However, this needed to be changed by ordinance. He stated that everything is on hold with the Justice Court Building until the citizen petition drive is completed, and the parking will not be changed until construction begins on the Justice Court Building. He added that reverse angle parking is not in this ordinance. That is an option for consideration when the time comes.

MOTION: Councilmember Bell made a motion to approve the ordinance to approve temporary angle parking on 100 East, in addition, when construction of the Justice Court Building begins, this topic will come back to the Council for consideration of reverse angle parking or regular angle parking. Councilmember Marabella seconded the motion, unanimously carried.

### Adoption of FY 2005-06 Budget

MOTION: Councilmember Bell made a motion to adopt the FY 2005-06 budget, seconded by Councilmember Jensen and carried unanimously.

## UNFINISHED BUSINESS

### Report on Regulatory Signs for Dogs in Parks

Mr. Paul Jensen said he priced signs to place in the park. They currently have signs at three places at Pioneer Park. However, it does not seem to help. He suggested larger signs or more enforcement. If signs were placed in all parks at the main entrances, there would need to be 17 signs. For the smaller signs it would be \$680.00; for larger signs it would cost \$765.00.

Mr. Jensen added that the ordinance actually states that no dogs are allowed in the park. However, he does not want to tell people they cannot walk their dogs in City parks. The City has invited dogs into the parks by making trails. Councilmember Jensen suggested the ordinance be changed so the City is not in violation of its own ordinance.

MOTION: Councilmember Jensen made a motion to make new signs referencing the ordinance on it and test it in one park to see how effective it is, and at the same time educate

the public through the City newsletter and the local paper. The motion was seconded by Councilmember Marabella. Councilmember Adams suggested the ordinance be updated.

AMENDED MOTION: Councilmember Jensen amended his motion to include an update to the ordinance. The amended motion was seconded by Councilmember Marabella and unanimously carried.

The Council suggested the \$100 come from the Mayor's budget. Mr. Tingey said he will find \$100 in his budget.

#### OTHER BUSINESS

##### Information on Dan Jones Transit Study

Mayor Christensen said on July 11, 2005 there is going to be a presentation by Gary Kitchen from Dan Jones. They have completed a transit study, which UTA paid for. Information regarding commuter rail, as well as Brigham City's own transit within the City and County will be presented. It will be held at 5:00 p.m. at the EMS Building.

#### CLAIMS

##### Cash Disbursements and Payment Register

Councilmember Jensen moved to approve Cash Disbursements dated May 31, 2005 in the amount of \$1,628,169.18; Payment Register for June 7, 2005 for \$740,275.61; June 14, 2005, \$263,056.68.

A motion to adjourn to a Redevelopment Agency was made by Councilmember Adams. The motion was seconded and carried unanimously. The meeting adjourned at 8:06 p.m.